

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**IN RE: AVANDIA MARKETING, SALES
PRACTICES AND PRODUCTS LIABILITY
LITIGATION**

**MDL No. 1871
07-md-01871**

This Document Relates To:

JOHN FRANKS, JR.,

Plaintiff,

v.

**SMITHKLINE BEECHAM CORPORATION
d/b/a GLAXOSMITHKLINE LLC (GSK),
AND JOHN DOES 1 through 3,**

Defendants.

Civil Action No. 2:11-cv-00547-CMR

**JOINT STIPULATION AND ORDER SETTING FORTH PLAINTIFF'S DEADLINE TO
FILE AN AMENDED COMPLAINT AND EXTENDING DEFENDANT'S TIME TO
RESPOND**

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned, counsel for the respective parties to the above-captioned action, Plaintiff John Franks, Jr. and Defendant GlaxoSmithKline LLC ("GSK") (sued herein as SmithKline Beecham Corporation d/b/a GlaxoSmithKline LLC), that the Plaintiff in the above-captioned cases shall have thirty (30) days from the entry of this Order to file an Amended Complaint and that the time for Defendant to move, plead or otherwise respond to the Plaintiff's Amended Complaint be and hereby is extended until thirty (30) days following the service of said Amended Complaint.

IT IS FURTHER STIPULATED AND AGREED by and between the undersigned, counsel for the respective parties to the above-captioned action that Defendant GSK hereby waives any personal jurisdiction defense based on any defect in service of process or insufficient service of process and that Defendant's counsel agrees to accept service of Plaintiff's Amended Complaint *via* overnight mail.

Respectfully submitted,

By: /s/ Ellen Relkin

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By: /s/ John F. Brenner

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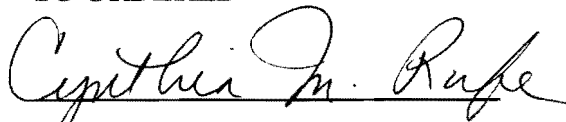
Attorney for Defendant GlaxoSmithKline LLC

Dated: Princeton, NJ
February 9, 2011

Dated: Cherry Hill, NJ
February 9, 2011

Dated: 2-11, 2011

SO ORDERED



Hon. Cynthia M. Rufe
United States District Judge